

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

ALEX CHIEU NGUYEN,

Defendant.

NO. CR21-182-RSL

ORDER OF FORFEITURE

THIS MATTER comes before the Court on the United States' Motion for Order of Forfeiture ("Motion") seeking to forfeit, to the United States, Defendant Alex Chieu Nguyen's interest in the following property:

A judgment for a sum of money in the amount of at least \$148,017.40, representing the proceeds Defendant Alex Chieu Nguyen obtained as a result of Wire Fraud, in violation of 18 U.S.C. § 1343.

Defendant has acknowledged that the forfeited sum is separate and distinct from the restitution ordered in this case. The United States has agreed, however, to ask the Attorney General to apply any amounts it collects toward satisfaction of the forfeited sum to the restitution that is ordered. The United States has further agreed that any amount Defendant pays toward restitution will be credited against the forfeited sum.

1 The Court, having reviewed the United States' Motion, as well as the other papers
 2 and pleadings filed in this matter, hereby FINDS an Order of Forfeiture is appropriate for
 3 the following reasons:

- 4 • The proceeds of Wire Fraud, in violation of 18 U.S.C. § 1343, are
 5 forfeitable pursuant to 18 U.S.C. § 981(a)(1)(C), by way of 28 U.S.C.
 6 § 2461(c);
- 7 • In his Plea Agreement, Defendant agreed to forfeit, pursuant to 18 U.S.C.
 8 § 981(a)(1)(C), by way of 28 U.S.C. § 2461(c), the above-identified
 9 judgment for a sum of money, as it represents the proceeds he obtained as a
 10 result of such offense, Dkt. No. 23, ¶ 13; and,
- 11 • This sum of money is personal to the Defendant; pursuant to Federal Rule
 12 of Criminal Procedure ("Fed. R. Crim. P.") 32.2(c)(1), no third-party
 13 ancillary process is required before forfeiting it.

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 15 NOW, THEREFORE, THE COURT ORDERS:

- 16 1. Pursuant to 18 U.S.C. § 981(a)(1)(C), by way of 28 U.S.C. § 2461(c), and
 17 his Plea Agreement, Defendant's interest in the above-identified judgment for a sum of
 18 money is fully and finally forfeited, in its entirety, to the United States;
- 19 2. Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A)–(B), this Order will become
 20 final as to the Defendant at the time he is sentenced; it will be made part of the sentence;
 21 and it will be included in the judgment;
- 22 3. No right, title, or interest in this sum of money exists in any party other
 23 than the United States;
- 24 4. Pursuant to Fed. R. Crim. P. 32.2(e), in order to satisfy this sum of money,
 25 in whole or in part, the United States may move to amend this Order, at any time, to
 26 include substitute property having a value not to exceed this sum of money; and,

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1 5. The Court will retain jurisdiction in this case for the purpose of enforcing
2 this Order, as necessary.

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4 IT IS SO ORDERED.

5 DATED this 5th day of July, 2022.

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9 _____
10 THE HON. ROBERT S. LASNIK
11 UNITED STATES DISTRICT JUDGE

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13
14 Presented by:

15
16 /s/ Jehiel I. Baer

17 JEHIEL I. BAER

18 Assistant United States Attorney

19 United States Attorney's Office

20 700 Stewart Street, Suite 5220

21 Seattle, WA 98101

22 (206) 553-2242

23 Jehiel.Baer@usdoj.gov